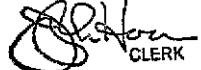


UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

FILED
APR 26 2005

CLERK

MICHAEL M. FIEGEN and
KATHLEEN M. FIEGEN,

Plaintiffs,

STONEGATE MEADOWS, LLC and
WESLEY W. MORGAN, individually, and
BILLY C. VAUGHN, individually, and
KEYBANK NATIONAL ASSOCIATION,

Defendants.

CIV. 04-4155

ORDER FOR DISMISSAL

The Plaintiffs, Michael M. Fiegen and Kathleen M. Fiegen, and Defendants, Billy C. Vaughn and Keybank National Association, having resolved their differences through negotiation, and attorneys for Plaintiffs, Michael M. Fiegen and Kathleen M. Fiegen, and defendants, Billy C. Vaughn and Keybank National Association, having stipulated to a dismissal among themselves,

IT IS HEREBY ORDERED that defendants Billy C. Vaughn and Keybank National Association, are hereby dismissed, with prejudice, as defendants from the above referenced case, with plaintiffs and defendants Billy C. Vaughn and Keybank National Association bearing their own costs.

Dated this 19th day of April, 2005.

BY THE COURT:



Hon. Lawrence L. Piersol
United States District Court Judge

ATTEST:



(SEAL)